

11 October 1957

MEMORANDUM FOR: Governor Stassen
THROUGH :
FROM : William A. Tidwell
SUBJECT : Use Formula

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1. It has occurred to me that we might explore the possibility of using as a new approach to the Use Formula problem something which we might call the "separate condition" approach. In other words why don't we keep the condition in the document but separate it from the Use Formula itself. There follows an example of one way in which this might be done.

2. Have the commitment against Use read: "During the life of this agreement we agree not to use nuclear weapons or other weapons of any description against adherents to this agreement."

3. Elsewhere in the document something like the following language will appear: "States may adhere to this treaty and shall be considered as adherents to this treaty as long as they are not in violation of the Charter of the United Nations."

4. The document will not define the judge as to whether or not a given nation was in violation of the Charter.